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SECRETARY OF STATE  
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TITLE 281 - COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION  
CHAPTER 14 - RULES AND REGULATIONS CONCERNING THE ESTABLISHMENT  
OF NEW COLLEGES, SCHOOLS, MAJOR DIVISIONS OR  
INSTITUTES

001 STATUTORY AUTHORITY

§85-1402(5) - Relating to the definition of program of instruction, which also includes the establishment of any new college, school, major division or institute of the public institutions of postsecondary education.

§85-107 - Relating to colleges and institutes of the University of Nebraska as described therein, together with any other colleges and institutes as may be established by the Board of Regents of the University of Nebraska with the approval of the Coordinating Commission for Postsecondary Education.

§85-1414 - Relating to Commission establishment of "an ongoing process to review, monitor, and approve or disapprove...the new...programs of public institutions...which use tax funds designated by the Legislature in order to provide compliance and consistency with the comprehensive statewide plan and to prevent unnecessary duplication."

002 SCOPE, APPLICATION AND RELATED PROVISIONS

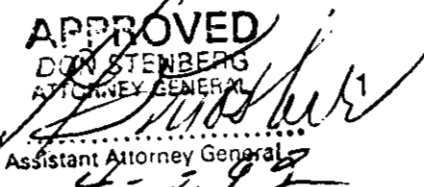
The following rule applies to Commission review of proposed new colleges, schools, major divisions or institutes administered by public institutions, as said institutions are defined by law.

The review of proposed new colleges, schools, major divisions or institutes shall be subject to the rule contained herein, the Comprehensive Statewide Plan, and such other rules and regulations as may be promulgated by the Commission.

003 INTENDED REVIEW OUTCOMES

Review of proposed new colleges, schools, divisions or institutes shall bring about assurance of adequate:

- quality and effectiveness;
- contribution to meeting educational needs;
- efficiency and avoidance of unnecessary duplication; and
- adequate financial resources.

APPROVED  
DON STENBERG  
ATTORNEY GENERAL  
By   
Assistant Attorney General  
DATE 4-2-93

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003.01 Quality and effectiveness shall include, but are not limited to:

003.01A The importance of the college, school, major division or institute in terms of the nature and extent of contribution to the overall role and mission of the institution.

003.01B Potential contributions of the college, school, major division or institute to enhance instructional objectives of academic units which shall comprise the new college, school, major division or institute.

003.01C Potential contributions of the college, school, major division or institute to enhance instructional objectives of academic units other than those which shall comprise the new college, school, major division or institute.

003.02 Contribution to meeting educational needs shall include, but is not limited to enhancing:

003.02A How well the college, school, major division or institute will serve its intended target audience(s) for its instructional activities.

003.02B Benefits of the work carried out by the college, school, major division or institute to students, other organizational units of the institution, the state and people of Nebraska, and external groups being served.

003.02C The extent to which the proposed college, school, major division or institute will contribute to greater access and choice.

003.03 Efficiency and avoidance of unnecessary duplication shall include, but is not limited to whether:

003.03A The proposed college, school, major division or institute will facilitate effective use of public funds by its existence in comparison to other options, or, by duplication, reduce effective use of public funds. The institution shall have an appropriate plan to assure sufficient funds to implement the proposal.

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003.03B The intended cost and revenue outcomes of the proposed college, school, major division or institute are attainable.

003.03C There is long term potential to achieve the objectives in establishing the proposed college, school, major division or institute.

004 DEFINITIONS

The following definitions shall apply to proposals to establish a new college, school, major division or institute.

004.01 A new college, school, major division or institute shall mean an instructional entity of a public institution within which related disciplines are grouped, and which the institution either previously combined in a different manner, or such disciplines did not previously exist within the institution. A new college, school, major division or institute shall not include name changes, or reasonable and moderate extensions of or reorganizations within existing colleges, schools, major divisions or institutes which have a direct relationship to the existing college, school, major division or institute.

004.02 Public Institution shall mean each campus of a public postsecondary educational institution which is or may be established by the Legislature, which is under the direction of a governing board, and which is administered as a separate unit by the board; including the University of Nebraska-Lincoln, University of Nebraska at Omaha, University of Nebraska at Kearney, University of Nebraska Medical Center, Chadron State College, Peru State College, Wayne State College, Central Community College, Metropolitan Community College, Mid-Plains Community College, Northeast Community College, Southeast Community College and Western Nebraska Community College.

004.03 Commission shall mean the Coordinating Commission for Postsecondary Education.

005 REVIEW CRITERIA

Review criteria for new colleges, schools, divisions or institutes shall include the following:

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005.01 Centrality to the role and mission of the public institution. The proposed new college, school, major division or institute shall be consistent with the institutional role and mission, as defined by law and approved by the Coordinating Commission. The new college, school, major division or institute shall enhance instructional objectives of academic units which comprise the college, school, major division or institute. Where appropriate, potential contributions of the college, school, major division or institute shall enhance instructional objectives of academic units other than those which shall comprise the new college, school, major division or institute.

005.02 Consistency with the comprehensive statewide plan. The new proposed new college, school, major division or institute shall be consistent with the comprehensive statewide plan as defined and approved by the Commission.

005.03 Objective evidence of need and demand. Elimination of unreasonable duplication shall be a high priority of the Commission. To the extent the new instructional entity proposes new instructional programs, the need for those programs additionally will be determined under the Rule for Review of Proposed New Instructional Programs. The institution shall demonstrate that the new college, school, major division or institute appropriately serves its intended target audience(s) for its instructional activities. The work carried out by the college, school, major division or institute shall benefit students, other organizational units of the institution, the state and people of Nebraska, and external groups being served, as appropriate. The new college, school, major division or institute shall contribute to greater access and choice, as appropriate.

005.04 Adequacy of available or anticipated resources to support the proposed new college, school, major division or institute. The institution shall provide evidence that the institution has resources to adequately create and maintain the proposed new college, school, major division or institute, or indicate whether the formation of the entity is contingent upon receipt of a new appropriation or other extra-institutional sources of funding for same. The intended cost and revenue outcomes of the proposed college, school, major division or institute shall be demonstrated as attainable. Proposals shall be considered in the context of available state budget resources over the short and long-term.

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005.05 Efficiency and avoidance of unnecessary duplication. The proposed college, school, major division or institute will facilitate effective use of public funds by its existence in comparison to other options, including those options available through other public and private institutions.

005.06 Additional Information. The institution shall provide other information that, in the opinion of the Commission, is necessary to make an adequate examination of the proposal.

006 ADDITIONAL CONSIDERATIONS

006.01 Prior to institutional submittal of a reporting document to the Commission, that report shall first receive written approval by the governing board. The proposal to the Commission shall include all material submitted to the governing board and upon which the governing board made its decision.

006.02 Any college, school, major division or institute authorized by action of the Legislature or a governing board, and in existence prior to January 1, 1992, shall be deemed approved.

006.03 Parties wishing to appeal decisions of the Commission shall proceed as provided by law.

APPROVED  
DAVID STENBERG  
ATTORNEY GENERAL  
By *[Signature]* 5  
Assistant Attorney General  
DATE *4-1-93*